

ISRC

Bill Track

Run Time: Wednesday, Feb-27-2013, 09:11 AM

HB1055 Emergency rulemaking statute. ([McMillin](#), [M. Young](#), [Zakas](#))

Digest

Removes from the statute providing the procedure by which Indiana administrative agencies may adopt emergency rules (emergency rules statute) a list enumerating the statutes that convey emergency rulemaking authority, and codifies in substantive administrative law emergency rulemaking authority that is currently codified only in this list. Relocates exceptions and conditions applicable only to certain emergency rules from the emergency rules statute to the statute establishing the authority for adoption of the emergency rule to which the exception or condition applies. Provides that the publisher of the Indiana administrative code shall annually publish a list of agencies authorized to adopt rules under the emergency rules statute. Makes other technical corrections. (The introduced version of this bill was prepared by the code revision commission.)

Date	Action
01/07/2013	H: Author Added Jud McMillin
01/07/2013	H: Co Author Added John Bartlett
01/07/2013	H: Co Author Added Clyde Kersey
01/07/2013	H: 1st Reading Assigned Government and Regulatory Reform
01/15/2013	H: Committee Sched 10:30 AM Room 156-A Government and Regulatory Reform
01/15/2013	H: Committee Report do pass, adopted
01/15/2013	H: Committee Action Pass(13-0) Government and Regulatory Reform
01/17/2013	H: 2nd Reading Order Engrossed
01/22/2013	H: Co Author Added Tim Wesco
01/22/2013	H: 3rd Reading Pass (96-0)
01/22/2013	H: Referred Referred to the Senate
01/22/2013	H: Sponsor Added R. Michael Young
01/22/2013	H: Sponsor Added Joseph C. Zakas
02/25/2013	S: 1st Reading Assigned Commerce, Economic Development and Technology

HB1182 Physician order for scope of treatment forms. ([T. Brown](#), [Pat Miller](#))

Digest

Establishes a process for the execution of a physician order for scope of treatment (POST) form by an individual, or the individual's representative, and the individual's treating physician to indicate treatment the individual would like to have or have withheld under specified circumstances. Requires the state department of health to: (1) develop and distribute the POST form; and (2) place the POST form on the state department's Internet web site. Specifies provisions that must be included in the POST form. Allows for the modification or revocation of the POST form. Specifies that the existence of an executed POST form cannot affect life insurance policies or premiums. Provides civil and criminal immunity for certain actions taken by a health care provider or its employees under an executed POST form. Provides civil immunity concerning the use or misuse of the POST form placed on the state department of health's Internet web site.

Date	Action	
01/10/2013	H: Author	Added Tim Brown
01/10/2013	H: Co Author	Added Ed Clere
01/10/2013	H: 1st Reading	Assigned Public Health
01/17/2013	H: Co Author	Added Robin Shackelford
01/17/2013	H: Co Author	Added Charlie Brown
01/30/2013	H: Committee Sched	3:30 PM Room 156-C Public Health
01/30/2013	H: Committee Action	Pass Amend(11-0) Public Health
01/31/2013	H: Committee Report	amend do pass, adopted
02/04/2013	H: 2nd Reading	Amended Order Engrossed
02/04/2013	H: Amendment	#2 (T. Brown), prevailed; voice vote
02/04/2013	H: Amendment	#1 (Clere), prevailed; voice vote
02/05/2013	H: 3rd Reading	Pass (99-0)
02/05/2013	H: Referred	Referred to the Senate
02/05/2013	H: Sponsor	Added Patricia L. Miller
02/25/2013	S: 1st Reading	Assigned Health and Provider Services

HB1225 *Sale of electronic cigarettes to minors.* ([Lehman](#), [Glick](#))

Digest

Prohibits the sale of electronic cigarettes to individuals less than 18 years of age. Makes it a Class C infraction for an individual less than 18 years of age to purchase, accept for personal use, or possess an electronic cigarette. Regulates display and use of electronic cigarettes in vending machines. Makes other changes concerning the use of electronic cigarettes.

Date	Action	
01/14/2013	H: Author	Added Matthew Lehman
01/14/2013	H: 1st Reading	Assigned Public Policy
01/23/2013	H: Committee Sched	8:30 AM Room 156-B Public Policy
01/23/2013	H: Committee Report	amend do pass, adopted
01/23/2013	H: Committee Action	Pass Amend(13-0) Public Policy
01/24/2013	H: Co Author	Added Phil GiaQuinta
01/28/2013	H: 2nd Reading	Amended Order Engrossed
01/28/2013	H: Amendment	#1 (Lehman), prevailed; voice vote
01/28/2013	H: Co Author	Added Sean Eberhart
01/28/2013	H: Co Author	Added Terri Jo Austin
01/29/2013	H: 3rd Reading	Pass (97-0)
01/29/2013	H: Referred	Referred to the Senate
01/29/2013	H: Sponsor	Added Susan Glick
02/25/2013	S: 1st Reading	Assigned Public Policy

HB1319 *Health benefit exchange provisions.* ([Lehman](#), [Pat Miller](#))

Digest

Provides for implementation of the federal Patient Protection and Affordable Care Act with respect to a health benefit exchange in Indiana. Specifies that Indiana insurance law applies to a health plan offered through a health benefit exchange to the same extent the law applies to a health plan offered independent of the health benefit exchange. Specifies requirements for health plans issued through a health benefit exchange. Requires a navigator to be certified and an application organization to be registered before providing services with respect to

a health benefit exchange. Provides for dissolution of the Indiana comprehensive health insurance association.

Date	Action	
01/17/2013	H: Author	Added Matthew Lehman
01/17/2013	H: 1st Reading	Assigned Insurance
01/23/2013	H: Committee Sched	10:30 AM Room 156-B Insurance
01/24/2013	H: Committee Report	amend do pass, adopted
01/24/2013	H: Referred	Referred to Ways and Means
01/28/2013	H: Co Author	Added Charlie Brown
01/30/2013	H: Committee Sched	1:30 PM Room 404 Ways and Means
02/12/2013	H: Co Author	Added Tim Brown
02/12/2013	H: Co Author	Added Ed Clere
02/14/2013	H: Committee Sched	Upon Adjournment Room 404 Ways and Means
02/18/2013	H: Committee Sched	9:00 AM Room 404 Ways and Means
02/18/2013	H: Committee Report	amend do pass, adopted
02/18/2013	H: Committee Action	Pass Amend(20-0) Ways and Means
02/20/2013	H: 2nd Reading	Order Engrossed
02/21/2013	H: 3rd Reading	Pass (95-0)
02/21/2013	H: Referred	Referred to the Senate
02/21/2013	H: Sponsor	Added Patricia L. Miller

HB1376 *Various privacy issues.* ([Koch](#), [Steele](#))

Digest

Makes the following changes to the statute concerning telephone caller identification services: (1) Repeals the definition of "telecommunications service provider". (2) Adds the definition of "provider". In the statutes concerning: (1) telephone caller identification services; and (2) telephone solicitations; replaces the term "caller ID" with the term "caller identification", as used in the federal Caller ID Act of 2009. Provides that a person shall not knowingly and with the intent to defraud or cause harm to another person, or to wrongfully obtain anything of value, cause any caller identification service to transmit misleading or inaccurate caller identification information to a subscriber in Indiana. Exempts certain activities from the prohibition. Provides that a violation of the prohibition is: (1) a Class B misdemeanor; and (2) a deceptive act actionable by the attorney general. Provides that a subsequent violation is a Class A misdemeanor. Provides a cause of action for: (1) damages; and (2) injunctive relief; for any person aggrieved by a violation. Prohibits the professional licensing agency (PLA) or a board administered by the PLA from disclosing to the public personal information of an individual who: (1) applies for or holds a license, certificate, registration, or permit issued by a board; or (2) is a member of a board administered by the PLA; subject to certain exceptions specified by law.

Date	Action	
01/22/2013	H: Author	Added Eric Koch
01/22/2013	H: 1st Reading	Assigned Judiciary
02/04/2013	H: Committee Sched	10:30 AM Room 156-D Judiciary
02/04/2013	H: Committee Action	Pass Amend(10-0) Judiciary
02/05/2013	H: Committee Report	amend do pass, adopted
02/07/2013	H: 2nd Reading	Order Engrossed
02/11/2013	H: 3rd Reading	Pass (96-0)
02/11/2013	H: Referred	Referred to the Senate
02/11/2013	H: Sponsor	Added Brent Steele
02/25/2013	S: 1st Reading	Assigned Corrections and Criminal Law

HR0029 *Study committee on topics related to the practice of polysomnography.* ([Kirchhofer](#))

Digest

A HOUSE RESOLUTION urging the legislative council to establish an interim study committee to study topics related to the practice of polysomnography.

Date	Action
02/20/2013	H: Author Added Cindy Kirchhofer
02/20/2013	H: 1st Reading adopted voice vote

SB0265 *Health care provider peer review committees.* ([Pat Miller](#), [Stoops](#), [Frizzell](#))

Digest

Amends the definition of "professional health care provider" for purposes of the law concerning privileged communications of peer review committees.

Date	Action
01/08/2013	S: Author Added Patricia L. Miller
01/08/2013	S: 1st Reading Assigned Health and Provider Services
01/16/2013	S: Committee Sched 9:30 AM Room Senate Chamber Health and Provider Services
01/23/2013	S: Committee Sched 9:00 AM Room 431 Health and Provider Services
01/23/2013	S: Committee Action Pass Amend(8-0) Health and Provider Services
01/24/2013	S: Committee Report amend do pass, adopted
01/28/2013	S: 2nd Reading Order Engrossed
01/28/2013	S: 2nd Author Added Pete Miller
01/29/2013	S: Author Added Mark Stoops
01/31/2013	S: 3rd Reading Pass (49-0)
01/31/2013	S: Referred Referred to the House
01/31/2013	S: Sponsor Added David Nason Frizzell
02/26/2013	H: 1st Reading Assigned Public Health

SB0417 *Health provider reporting of domestic violence.* ([Waltz](#), [McNamara](#))

Digest

Requires a health care provider to: (1) implement protocols and policies for the identification of domestic violence and to offer intervention and treatment services; and (2) report an incident of domestic violence to the local law enforcement agency. Specifies information to be included in the report. Provides civil and criminal immunity for a person who is required to report an incident of domestic violence.

Date	Action
01/10/2013	S: Author Added Brent Waltz
01/10/2013	S: 1st Reading Assigned Corrections and Criminal Law
02/05/2013	S: Committee Sched 10:00 AM Room 130 Corrections and Criminal Law
02/05/2013	S: Co Author Added Lonnie Randolph
02/05/2013	S: 2nd Author Added Brent Steele
02/07/2013	S: Committee Report do pass, adopted
02/07/2013	S: Committee Action Pass(8-2) Corrections and Criminal Law
02/12/2013	S: 2nd Reading Amended Order Engrossed
02/12/2013	S: Amendment #2 (Tallian), prevailed; voice vote

02/12/2013	S: Co Author	Added Karen Tallian
02/14/2013	S: 3rd Reading	Pass (36-12)
02/14/2013	S: Referred	Referred to the House
02/14/2013	S: Sponsor	Added Wendy McNamara
02/26/2013	H: 1st Reading	Assigned Public Health

SB0520 ERASER committee. ([Head](#), [Mahan](#))

Digest

Creates the eliminate, reduce, and streamline employee regulation (ERASER) committee to study professional licensing in Indiana. Provides that the office of management and budget staffs the committee. Repeals the regulated occupations evaluation committee. Creates a five year cycle for sunseting certain professional licenses, registrations, and certifications.

Date	Action
01/14/2013	S: Author Added Randy Head
01/14/2013	S: 1st Reading Assigned Commerce, Economic Development and Technology
02/04/2013	S: Committee Sched 10:00 AM Room 130 Commerce, Economic Development and Technology
02/11/2013	S: Committee Sched 10:00 AM Room 130 Commerce, Economic Development and Technology
02/11/2013	S: Committee Action Pass Amend(8-1) Commerce, Economic Development and Technology
02/12/2013	S: Committee Report amend do pass, adopted
02/14/2013	S: Co Author Added Frank Mrvan, Jr.
02/18/2013	S: 2nd Reading Amended Order Engrossed
02/18/2013	S: Amendment #1 (Head), prevailed; voice vote
02/18/2013	S: Amendment #2 (Alting), rejected: (23-27)
02/18/2013	S: Amendment #3 (Becker), prevailed; voice vote
02/19/2013	S: 3rd Reading Pass (36-13)
02/19/2013	S: Referred Referred to the House
02/19/2013	S: Sponsor Added Kevin Mahan
02/19/2013	S: Co Author Added Jim Banks
02/19/2013	S: Co Author Added Brent Steele
02/19/2013	S: 2nd Author Added Travis Holdman
02/26/2013	H: 1st Reading Assigned Select Committee on Government Reduction

SB0551 Federal health care reform. ([Pat Miller](#), [Tallian](#), [T. Brown](#))

Digest

Defines populations that may be subject to Medicaid resource requirements. Eliminates certain Medicaid eligibility resource requirements. Specifies Medicaid recipients who are eligible to receive payments related to certain Medicare premium and cost sharing amounts. Provides for negotiations between the office of Medicaid policy and planning (office) and the United States Department of Health and Human Services (HHS) concerning a block grant system related to Medicaid. Requires the office to apply to HHS to amend the state Medicaid plan to require Medicaid recipient cost sharing. Provides for implementation of the federal Patient Protection and Affordable Care Act with respect to a health benefit exchange (exchange) in Indiana. Specifies requirements for health plans issued through an exchange, including application of Indiana insurance law. Requires certification of navigators and registration of application organizations related to an exchange. Provides for dissolution of the Indiana comprehensive health insurance association. Requires the office to present specified information to the health finance commission (commission) before August 1, 2013. Requires certain state agencies to report to the

commission related to an exchange in Indiana.

Date	Action	
01/14/2013	S: Author	Added Patricia L. Miller
01/14/2013	S: 1st Reading	Assigned Health and Provider Services
02/07/2013	S: 2nd Author	Added Howard "Luke" Kenley
02/07/2013	S: Author	Added Karen Tallian
02/11/2013	S: Co Author	Added Ed Charbonneau
02/13/2013	S: Committee Sched	8:30 AM Room Seante Chamber Health and Provider Services
02/13/2013	S: Committee Action	Pass Amend(9-3) Health and Provider Services
02/14/2013	S: Committee Report	amend do pass, reassigned Appropriations
02/21/2013	S: Committee Sched	9:00 AM Room 431 Appropriations
02/21/2013	S: Committee Report	amend do pass, adopted
02/21/2013	S: Committee Action	Pass Amend(12-0) Appropriations
02/26/2013	S: 3rd Reading	Pass (44-6)
02/26/2013	S: Referred	Referred to the House
02/26/2013	S: Sponsor	Added Tim Brown
02/26/2013	S: Co Sponsor	Added Charlie Brown
02/26/2013	S: Co Sponsor	Added Matthew Lehman
02/26/2013	S: Co Sponsor	Added Ed Clere

SB0554 *Telehealth services under Medicaid.* ([Becker](#), [Bacon](#))

Digest

Requires the office of Medicaid policy and planning to reimburse: (1) a home health agency for telehealth services; and (2) a federally qualified health center and a rural health clinic for telemedicine services; under the Medicaid program.

Date	Action	
01/14/2013	S: Author	Added Vaneta Becker
01/14/2013	S: 1st Reading	Assigned Health and Provider Services
02/05/2013	S: 2nd Author	Added Jean Leising
02/05/2013	S: Co Author	Added Jean Breaux
02/06/2013	S: Committee Sched	9:00 AM Room 431 Health and Provider Services
02/06/2013	S: Committee Action	Pass Amend(9-0) Health and Provider Services
02/07/2013	S: Committee Report	amend do pass, reassigned Appropriations
02/07/2013	S: Co Author	Added Ed Charbonneau
02/07/2013	S: Co Author	Added Patricia L. Miller
02/07/2013	S: Co Author	Added Ron Grooms
02/12/2013	S: Co Author	Added Brandt Hershman
02/21/2013	S: Committee Sched	9:00 AM Room 431 Appropriations
02/21/2013	S: Committee Report	do pass, adopted
02/21/2013	S: Committee Action	Pass(12-0) Appropriations
02/26/2013	S: 3rd Reading	Pass (50-0)
02/26/2013	S: Referred	Referred to the House
02/26/2013	S: Sponsor	Added Ron Bacon
02/26/2013	S: Co Sponsor	Added Charlie Brown
02/26/2013	S: Co Sponsor	Added Tim Brown
02/26/2013	S: Co Sponsor	Added Greg Porter
02/26/2013	S: Co Author	Added Lonnie Randolph

SB0559 *Fraud.* ([Hershman](#), [Turner](#))

Digest

Specifies that all state agencies shall cooperate with the department of state revenue (department) in tax administration by providing, at no charge to the department, relevant information that the department requests, including monthly reports identifying the use of a fraudulent identity. Requires the department of correction to annually provide to the department an electronic file listing the name and Social Security number of each individual under the jurisdiction of the department of correction. Requires the state department of health to annually provide to the department an electronic file listing the name of each individual for whom an Indiana death certificate was issued during the last year. Requires the state excise police to investigate allegations of electronic benefit transfer (EBT) fraud. Requires the division of family resources to establish a process for certain recipients to follow in order to receive a replacement EBT card. Sets forth the Medicaid ineligibility time frame for a person who is convicted of forgery, fraud, legend drug deception, and other deceptions related to the application for or receipt of Medicaid assistance. Requires a transportation provider that applies to enroll in the Medicaid program to file with the office of Medicaid policy and planning a surety bond to be used for specified purposes. Provides certain exceptions. Requires the office of Medicaid policy and planning to visit certain Medicaid providers and provider applicants if certain conditions are met. Requires a national criminal history background check on certain Medicaid provider applicants at the cost of the applicant. Allows an audit and inspection of completed school lunch program applications to ensure that applicants meet the requirements to participate in the program.

Date	Action	
01/14/2013	S: Author	Added Brandt Hershman
01/14/2013	S: 1st Reading	Assigned Health and Provider Services
01/23/2013	S: Committee Sched	9:00 AM Room 431 Health and Provider Services
01/24/2013	S: 2nd Author	Added Ryan D. Mishler
01/28/2013	S: Co Author	Added Ed Charbonneau
01/30/2013	S: Committee Sched	9:00 AM Room 431 Health and Provider Services
01/30/2013	S: Committee Action	Pass Amend(10-0) Health and Provider Services
01/31/2013	S: Committee Report	amended, reassigned Tax and Fiscal Policy
02/19/2013	S: Committee Sched	9:00 AM Room 431 Tax and Fiscal Policy
02/19/2013	S: Co Author	Added Patricia L. Miller
02/19/2013	S: Co Author	Added Travis Holdman
02/19/2013	S: Committee Action	Pass Amend(11-0) Tax and Fiscal Policy
02/21/2013	S: Committee Report	amend do pass, adopted
02/26/2013	S: 3rd Reading	Pass (43-7)
02/26/2013	S: Referred	Referred to the House
02/26/2013	S: Sponsor	Added P. Eric Turner
02/26/2013	S: Co Sponsor	Added Randy Truitt

SB0589 *Occupational licensing issues.* ([Mishler](#), [Frizzell](#))

Digest

Permits professional licensing boards to include consumer restitution orders in cease and desist orders issued against persons who commit unlicensed practice. Permits medical and professional licensing boards to include orders requiring repayment of certain costs relating to cease and desist proceedings. Includes within the cease and desist statute failure to obtain a certificate required for sellers of preneed funeral services and merchandise. Allows the state board of funeral and cemetery service to issue a cease and desist order against a person who solicits or sells preneed funeral services and merchandise if the person has not obtained a preneed certificate

from the board, even if the person possesses an active funeral director license, funeral home license, embalmer license, or cemetery registration. Authorizes the division of consumer protection in the attorney general's office to obtain mental health records without a court order if access to or inspection of the records is necessary for the investigation of a consumer protection or licensing complaint. Amends the law governing the auctioneer consumer recovery fund, real estate recovery fund, and plumbing recovery fund to provide that petitions requesting payment from the funds are filed with the respective licensing commission instead of with the court in which the underlying judgment against the licensee was entered. Prohibits a person from misrepresenting the effect a purchase of prepaid funeral services and merchandise may have on the purchaser's eligibility for Medicaid.

Date	Action
01/15/2013	S: Author Added Ryan D. Mishler
01/15/2013	S: 1st Reading Assigned Commerce, Economic Development and Technology
02/04/2013	S: Committee Sched 10:00 AM Room 130 Commerce, Economic Development and Technology
02/04/2013	S: Committee Action Pass Amend(7-0) Commerce, Economic Development and Technology
02/05/2013	S: Committee Report amend do pass, adopted
02/07/2013	S: 2nd Reading Order Engrossed
02/07/2013	S: 2nd Author Added Randy Head
02/12/2013	S: 3rd Reading Pass (49-0)
02/12/2013	S: Referred Referred to the House
02/12/2013	S: Sponsor Added David Nason Frizzell
02/12/2013	S: Co Sponsor Added Charlie Brown
02/26/2013	H: 1st Reading Assigned Employment, Labor and Pensions

SB0616 *Study of electronic medical records.* ([Breux](#), [Clere](#))

Digest

Requires the health finance commission to study during the 2013 legislative interim the coordination and efficiency of the collection, maintenance, sharing, and use of electronic health data in Indiana.

Date	Action
01/17/2013	S: Author Added Jean Breux
01/17/2013	S: 1st Reading Assigned Health and Provider Services
02/20/2013	S: Committee Sched 9:00 AM Room 431 Health and Provider Services
02/20/2013	S: Committee Action Pass(11-0) Health and Provider Services
02/21/2013	S: Committee Report amend do pass, adopted
02/26/2013	S: 3rd Reading Pass (49-0)
02/26/2013	S: Referred Referred to the House
02/26/2013	S: Sponsor Added Ed Clere
02/26/2013	S: Co Sponsor Added Robin Shackelford